

15.00

# WHITE & CASE

1747 PENNSYLVANIA AVENUE, N W  
WASHINGTON, D C  
333 SOUTH HOPE STREET, LOS ANGELES  
200 SOUTH BISCAYNE BOULEVARD, MIAMI  
20 PLACE VENDÔME, PARIS  
66 GRESHAM STREET, LONDON  
BIRGER JARLSGATAN 14, STOCKHOLM

1155 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036-2787  
(212) 819-8200  
FACSIMILE (212) 354-8113  
TELEX 126201

20-5, ICHIBANCHO, CHIYODA-KU, TOKYO  
15 QUEEN'S ROAD CENTRAL, HONG KONG  
50 RAFFLES PLACE, SINGAPORE  
CUMHURİYET CADDESİ 12/10, ISTANBUL  
ZIYA UR RAHMAN CADDESİ 17/5 ANKARA  
2013 WALI AL-AHD (P O BOX 2256), JEDDAH

16715-A  
RECORDATION NO. FILED 1990

APR 30 1990 - 12:22 PM

INTERSTATE COMMERCE COMMISSION

April 25, 1990

0-120A009

Office of the Secretary  
Recordations Unit  
Room 2303  
Interstate Commerce Commission  
12th and Constitution Avenue, N.W.  
Washington, D.C. 20423

Attention: Ms. Mildred Lee

Dear Ms. Lee:

Enclosed are one original and one copy, each notarized, of the document described below, to be recorded pursuant to 49 U.S.C. § 11303. This document, Certificate of Acceptance, dated March 2, 1990, is a secondary document. The primary document to which the foregoing document is connected is recorded under Recordation No. 16715.

The names and addresses of the parties to such documents are as follows:

Connell Finance Company, Inc.  
A Subsidiary of Connell Rice & Sugar Co., Inc.  
45 Cardinal Drive  
Westfield, New Jersey 07092

Denver & Rio Grande Western Railroad Company, Inc.  
P.O. Box 5482  
Denver, Colorado 80217

A description of the equipment covered by each of these documents follows: One hundred ton, 4000 cubic foot

Counterparts - both signed

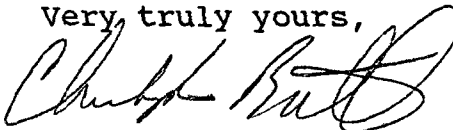
high side steel gondola cars with swivel couplers. The identifying marks for this equipment are provided on the attachment to the enclosed Certificate of Acceptance.

A filing fee of \$15.00 is enclosed. Please return to the undersigned a copy of the document as filed if not needed by the Commission for recordation.

A short summary of the document, to appear in the index, follows:

Certificate of Acceptance, dated March 2, 1990 by the Denver & Rio Grande Western Railroad Company, Inc., as Lessee, covering 103 one hundred ton, 4000 cubic foot high side steel gondola cars with swivel couplers identified therein.

Very truly yours,



Christopher Butler

Enclosures

cc: Robert Thornton Smith, Esq.  
J. Truman Bidwell, Jr., Esq.  
Donna M. Mazzaferro, Esq.

RECORDATION NO

16715-A

FILED 1423

APR 30 1990 -12 30 PM

INTERSTATE COMMERCE COMMISSION

EXHIBIT 1

CERTIFICATE OF ACCEPTANCE

Pursuant to the Lease Agreement dated as of December 21, 1989 (the "Lease") between CONNELL FINANCE COMPANY, INC., a subsidiary of Connell Rice & Sugar Co., Inc. ("Lessor") and THE DENVER AND RIO GRANDE WESTERN RAILROAD COMPANY ("Lessee"), the undersigned, being the duly authorized representative of the Lessee hereby CERTIFIES THAT the Units of Equipment described hereinafter have been, as between Lessor and Lessee, delivered, inspected and accepted to the satisfaction of the undersigned as of the date and time set forth below as provided in Section 6 of the Lease.

Lessee hereby (a) agrees to lease each Unit of Equipment identified herein from Lessor effective the Lease Commencement Date specified below for the Term specified in the Lease, and (b) agrees to pay Lessor Rent for each Unit of Equipment identified herein, at the times and on the terms and conditions specified in the Lease. All capitalized terms used herein shall have the meaning provided for in the Lease.

Unit of Equipment  
(Serial Number)

Lease Commence-  
ment Date

Denver and Rio Grande  
Road Number

See Attached

THE DENVER AND RIO GRANDE  
WESTERN RAILROAD COMPANY

By

A. L. Mariano  
Title: General Manager

Date:

3/2/90

Time:

9<sup>00</sup>  
a

STATE OF COLORADO    )  
                  CITY AND        ) ss.  
COUNTY OF DENVER     )

The foregoing Certificate of Acceptance was sworn to before me this 2nd day of March, 1990, by A. L. Marzano, as General Manager of The Denver and Rio Grande Western Railroad Company.

Witness my hand and official seal.

My commission expires: October 14, 1990.

  
Notary Public



Unit of Equipment	Lease Commencement Date	DRGW Number
1109	1/16/90	13004
1015		13007
1021		13005
1045		13001
1062		13009
1073		13008
1074		13003
1080		13006
1099		13002
1109		13000
1048	1/17/90	13027
1001		13013
1005		13042
1006		13025
1010		13028
1012		13037
1022		13029
1027		13019
1033		13036
1035		13030
1037		13012
1042		13023
1054		13011
1060		13018
1069		13026
1075		13016
1077		13015
1081		13020
1085		13033
1087		13014
1090		13021
1093		13022
1096		13010
1101		13031
1103		13035
1104		13032
1107		13017
1108		13034
1100		13067
1007		13063
1025		13070
1028		13066
1032		13055
1042		13077
1043		13074
1046		13072
1050		13060
1051		13064

1056  
1057  
1058  
1061  
1063  
1065  
1070  
1078  
1079  
1086  
1088  
1092  
1097  
1102  
1106  
1039  
1000  
1002  
1004  
1008  
1011  
1016  
1018  
1019  
1024  
1029  
1030  
1034  
1036  
1038  
1044  
1049  
1053  
1059  
1064  
1066  
1068  
1072  
1083  
1084  
1089  
1091  
1098  
1105  
1055  
1003  
1014  
1017  
1067  
1094

1/17/90

1/22/90

1/28/90

13076  
13065  
13059  
13069  
13075  
13054  
13062  
13068  
13073  
13071  
13061  
13058  
13056  
13053  
13057  
13052  
13084  
13083  
13082  
13079  
13051  
13047  
13049  
13038  
13039  
13040  
13080  
13088  
13043  
13050  
13046  
13081  
13087  
13084  
13078  
13044  
13091  
13045  
13085  
13092  
13086  
13089  
13090  
13042  
13041  
13095  
13097  
13094  
13093  
13096

1023  
1076  
1047  
1082  
1052

1/28/90  
↓  
2/10/90  
2/06/90  
3/06/90

13098  
13099  
13101  
13100  
13102